

DOCKET NO: ISA-048.06
(Old Docket No. IMIN.P-002-2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Davis, et al.
Serial No: 09/944,389
Confirmation No: 9864
Filed: September 4, 2001
For: Assays

Examiner: Nguyen, Bao Thuy L.
Art Unit: 1641

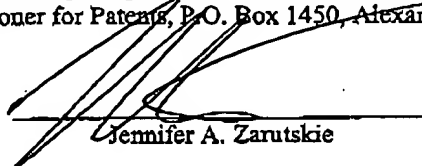
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Jennifer A. Zarutskie

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PETITION TO WITHDRAW APPLICATION FROM ISSUE
UNDER 37 C.F.R. §1.313(c)(2) AND M.P.E.P. §1308

Sir/Madam:

Pursuant to 37 C.F.R. § 1.313(c)(2), Applicant petitions to withdraw the above-referenced patent application from issue. Applicant submits herewith a Request for Continued Examination (RCE) and an IDS that includes a PTO-1449. Applicant paid the Issue Fee for the above-referenced patent application on February 17, 2005.

The Commissioner is hereby authorized to withdraw the petition fee of \$130 under 37 C.F.R. §1.17(h) and the RCE fee of \$790 under 37 C.F.R. §1.17(e) to Deposit Account Number 06-1448, Reference ISA-048.06. If the amount is insufficient, the Commissioner is hereby authorized to credit any overpayment or charge any deficiencies to the same Deposit Account.

13/25/2005 12:11 PM 746879.1 13/25/2005

9. 13/25/2005 746879.1 13/25/2005

Serial No.

-2-

Art Unit

The Office is requested to telephone Applicants' undersigned counsel at the number given below if any questions should arise in connection with this matter.

Respectfully submitted,
FOLEY, HOAG LLP



Jennifer A. Zarutskie, Ph.D.
Reg. No. 50,558
Attorney for Applicants

Customer No: 25181

Patent Group

Foley, Hoag LLP

155 Seaport Blvd.

Boston, MA 02210-2600

Tel. (617) 832-1000

Fax. (617) 832-7000

Dated: June 27, 2005



**FOLEY
HOAG LLP**
ATTORNEYS AT LAW

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Message

Please find following a Petition to Withdraw USSN 09/944,389 from Issue along with an RCE and submission and accompanying requisite paperwork.

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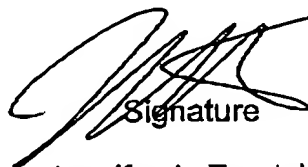
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2. Revocation of Power of Attorney (1 page)
3. Statement Under 37 CFR 3.73(b) (1 page)
4. Change of Docket No. Request (1 page)
5. Petition to Withdraw Application From Issue (2 pages)
6. Request for Continued Examination (1 page)
7. Information Disclosure Statement (3 pages)
8. PTO-1449 (1 page)
9. Reference B1 (17 pages)
10. Reference B2 (13 pages)

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